

III. REMARKS

Claims 1-20 are pending in this application. By this amendment, claims 1, 10, 14, and 15 have been amended. Claim 15 has been amended to correct a typographical error. These amendments are being made to facilitate early allowance of the presently claimed subject matter. Applicants do not acquiesce in the correctness of the rejections and reserve the right to pursue the full scope of the subject matter of the original claims in a subsequent patent application that claims priority to the instant application. Reconsideration in view of the following remarks is respectfully requested.

In the Office Action, claims 1-5, 7-8, 10-17 and 19-20 are rejected under 35 U.S.C. § 102(e) as allegedly being anticipated by Watkins et al. (U.S. Patent App. No. 200220120871), hereinafter "Watkins." Applicants submit that Watkins fails to disclose each and every limitation of the claimed invention, including, "a client-server text messaging (CSTM) monitor installed on a computer system, the monitor configured to monitor a CSTM server for a command from a management system posted thereto[,]" and, "a management program installed on the computer system which is responsive to the command from the management system." Claim 1.

Watkins discloses generally a host system and client system with instant messaging capabilities, wherein unauthorized client communication systems are identified. See ¶ 0086. "The method 800 includes locating a memory segment of a client communication system that stores client software (step 801), determining whether the client software stored in the memory segment of a client communication system seeking access is official client software (step 802), and sending a message to the client communication system and suspending or terminating communication with the client communication system when the client software is not official

client software (step 803).” ¶ 0087. “To determine whether the software stored in the memory segment includes official software (step 802), the client software stored in the memory segment of the client communication system seeking access may be compared against corresponding client software within an official client communication system.” ¶ 0090

The present invention includes, *inter alia*, a client-server text messaging (CSTM) monitor installed on a computer system, the monitor configured to monitor a CSTM server for a command from a management system posted thereto, and a management program installed on the computer system which is responsive to the command from the management system. See claim 1. The CSTM monitor is configured to monitor commands from the management system posted to the CSTM server. When a command from the management system is received, it is passed to the larger, more robust management program. The command directs the management program how, or what, to execute. As a result, a larger management program can be idle until it responds to a command from the management system. Watkins however, fails to disclose any element of claim 1, including, “a client-server text messaging (CSTM) monitor installed on a computer system, the monitor configured to monitor a CSTM server for a command from a management system posted thereto[,]” and, “a management program installed on the computer system which is responsive to the command from the management system.” The Office asserts that Watkins monitors commands. However, Watkins monitors for messages that do not get sent by a management system. The Office also asserts a management program is presented in Watkins, but there is no disclosure of a management program, i.e., a computer management utility that is responsive to commands issued by the management system, as defined in the specification. See ¶ 0020. Therefore, Applicants submit that Watkins fails to disclose each and every element of claim 1, and respectfully request the withdrawal of the rejection.

Regarding independent claims 10 and 14, Applicants submit that the rejection is improper for the reasons stated above with respect to claim 1. As a result, Applicants submit that Watkins fails to disclose each and every element of claims 10 and 14, and respectfully request the withdrawal of the rejection.

In the Office Action, claims 6, 9, and 18 are rejected under 35 U.S.C. 103(a) as allegedly being unpatentable over Watkins, and further in view of Fertell et al. (US Pat. App. No. 2002/0032770), hereinafter "Fertell." Applicants submit that the rejection is improper for the reasons presented above. Accordingly, Applicants submit that claims 6, 9, and 18 represent allowable subject matter and request the withdrawal of the rejection.

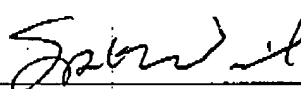
Claims 2-9 are dependent upon claim 1, claims 11-13 are dependent upon claim 10 and claims 15-19 are dependent upon claim 14. The dependent claims are believed to be allowable based on the above arguments, as well as for their own additional features.

Applicants submit that each of the pending claims is patentable for one or more additional unique features. To this extent, Applicants do not acquiesce to the Office's interpretation of the claimed subject matter or the references used in rejecting the claimed subject matter. Additionally, Applicants do not acquiesce to the Office's combinations and modifications of the various references or the motives cited for such combinations and modifications. These features and the appropriateness of the Office's combinations and modifications have not been separately addressed herein for brevity. However, Applicants reserve the right to present such arguments in a later response should one be necessary.

IV. CONCLUSION

Applicants respectfully submit that the application is in condition for allowance. Should the Examiner believe that anything further is necessary to place the application in better condition for allowance, the Examiner is requested to contact Applicants' undersigned attorney at the telephone number listed below.

Respectfully submitted,



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Date: *June 1*, 2005

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